APPENDIX 4

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Stamped Filed February 7, 1991
Frank Zolin, County Clerk
By C. Simmers, Deputy
DENIED

CASE NO: P 733 892

SUPERIOR COURT
OF THE
STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

In the Matter of
THE ALEXANDER WEIR, JR. FAMILY TRUSTS,
ALEXANDER WEIR III; BRUCE R. WEIR AND
CAROL J. ASHMAN,
Petitioners

VS.

JOHN WENTWORTH EVANS,
Respondent.

EX PARTE APPLICATION FOR AN ORDER CONTINUING THE TRIAL OR ALTERNATIVELY FOR AN ORDER SHORTENING TIME FOR HEARING ON A MOTION TO CONTINUE THE TRIAL; MEMORANDUM OF POINTS AND

AUTHORITIES; DECLARATION OF JOHN A. SULLIVAN IN SUPPORT THEREOF; PROPOSED ORDER

DATE: February 7, 1991
TIME: 1:30 P.M.
DEPT: "11"

TRIAL DATE: February 11, 1991

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

Respondent JOHN WENTWORTH EVANS hereby applies ex parte for an order continuing the trial or in the alternative for an order shortening time for a hearing on a Motion to Continue the Trial. Good cause exists for this order, as set forth in the accompanying Declaration of John A. Sullivan. Respondents also submits that the interests of justice and fairness will be substantially furthered by granting the brief continuance requested, but substantially hindered if this continuance is refused. In particular, if the financial records can be reviewed by a Certified Public Accountant and a full accounting submitted, the issues will be narrowed considerably.

This Application is based on this Notice, the Declaration of John A. Sullivan, indicating that all parties were properly notified of the date, time, department and subject matter of this ex parte proceeding, on the Memorandum of Points and Authorities in support of this Application, upon the pleadings, papers and records on file herein, and on such oral and documentary evidence as may be submitted at the hearing of this Application.

DATED: February 7, 1991

HOSP, GRANIERI & CAIRNS
A LAW CORPORATION

By JOHN A. SULLIVAN
JOHN A SULLIVAN
Attorney for Respondent
JOHN WENTWORTH EVANS